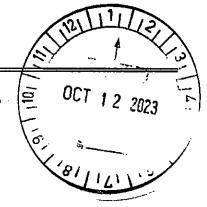
UNITED STATES DISTRICT COURT

for the

Middle District of North Carolina

Greensboro Division



Austin Wayne Byrd Protect Our Rights) Case No. <u>23 CV 872</u>
	(to be filled in by the Clerk's Office)
Plaintiff(s) (Write the full name of each plaintiff who is filing this complaint. If the names of all the plaintiffs cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names.))) Jury Trial: (check one) Yes No)
Guilford County Guilford County Detention Center	
Defendant(s)	
(Write the full name of each defendant who is being sued. If the names of all the defendants cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names.))))

COMPLAINT FOR A CIVIL CASE

I. The Parties to This Complaint

A. The Plaintiff(s)

Provide the information below for each plaintiff named in the complaint. Attach additional pages if needed.

Name	Austin Wayne Byrd	.,
Street Address	8300 Wrights Farm Lane	· · · · · · · · · · · · · · · · · · ·
City and County	Summerfield, Guilford	
State and Zip Code	NC, 27358	
Telephone Number	None	
E-mail Address	protectourrights@outlook.com	

B. The Defendant(s)

Provide the information below for each defendant named in the complaint, whether the defendant is an individual, a government agency, an organization, or a corporation. For an individual defendant, include the person's job or title (if known). Attach additional pages if needed.

Page 1 of 5

1

Defendant No. 1	
Name	GUILFORD COUNTY
Job or Title (if known)	
Street Address	301 WEST MARKET STREET
City and County	GREENSBORO, GUILFORD
State and Zip Code	NORTH CAROLINA 27358
Telephone Number	
E-mail Address (if known)	
Defendant No. 2	
Name	GUILFORD COUNTY DETENTION CENTER - GREENSBORO
Job or Title (if known)	
Street Address	201 SOUTH EDGEWORTH STREET
City and County	GREENSBORO, GUILFORD
State and Zip Code	NORTH CAROLINA, 27358
Telephone Number	NONE
E-mail Address (if known)	PROTECTOURRIGHTS@OUTLOOK.COM
Defendant No. 3	•
Name	Guikard County Sheriffs Departmen
Job or Title (if known)	MIROSC COST OFFICE AND ADDRESS OF THE PROPERTY
Street Address	401 W. Washington St.
City and County	Greenstoro, Builford
State and Zip Code	Ger North Carolina, 2750 27401
Telephone Number	91)
E-mail Address (if known)	
Defendant No. 4	
Name	
Job or Title (if known)	
Street Address	
City and County	
State and Zip Code	
Telephone Number	
E-mail Address (if known)	

II. Basis for Jurisdiction

Federal courts are courts of limited jurisdiction (limited power). Generally, only two types of cases can be heard in federal court: cases involving a federal question and cases involving diversity of citizenship of the parties. Under 28 U.S.C. § 1331, a case arising under the United States Constitution or federal laws or treaties is a federal question case. Under 28 U.S.C. § 1332, a case in which a citizen of one State sues a citizen of another State or nation and the amount at stake is more than \$75,000 is a diversity of citizenship case. In a diversity of citizenship case, no defendant may be a citizen of the same State as any plaintiff.

What is	s the bas	is for fed	deral court jurisdiction? (check all that apply)	
6	Federa	al questi	on Diversity of citizenship	
Fill out	the para	graphs i	in this section that apply to this case.	
A.	If the F	Basis for	Jurisdiction Is a Federal Question	
	18 US 1st An 10th A	C 1701, rendmer mendme	c federal statutes, federal treaties, and/or provisions of the United this case. 1463 (omploin + THEFT BY A GOVERNMENT EMPLOYEE Int, 4th Amendment, 5th amendment, 7th amendment, 8th amendment, 14th Amendment, HIPPA PRIVACY LAWS It protect the confidentiality of legal, medical mail, and financial mail.	ment, 9th Amendment,
В.	If the I	Basis for	Jurisdiction Is Diversity of Citizenship	
	1.	The Pla	aintiff(s)	
		a.	If the plaintiff is an individual	
			The plaintiff, (name)	, is a citizen of the
			State of (name)	
		b.	If the plaintiff is a corporation	
			The plaintiff, (name)	, is incorporated
			under the laws of the State of (name)	
			and has its principal place of business in the State of (name)	
			e than one plaintiff is named in the complaint, attach an addition nformation for each additional plaintiff.)	ıl page providing the
	2.	The De	efendant(s)	
		a.	If the defendant is an individual	
			The defendant, (name)	, is a citizen of
			the State of (name)	. Or is a citizen of
			(foreign nation)	

Page 3 of 5

b. If	the defendant is a corporation	
Th	ne defendant, <i>(name)</i>	, is incorporated under
the	e laws of the State of (name)	, and has its
pri	incipal place of business in the State of (name)	
Or	is incorporated under the laws of (foreign nation)	
an	d has its principal place of business in (name)	
•	, ,	
The amour stake-is m	nt in controversy—the amount the plaintiff claims	of court, because (explain): PENSES
	The Amountstake—is m	The defendant, (name) the laws of the State of (name) principal place of business in the State of (name) Or is incorporated under the laws of (foreign nation) and has its principal place of business in (name) (If more than one defendant is named in the complaint, attasame information for each additional defendant.) The Amount in Controversy The amount in controversy—the amount the plaintiff claims stake—is more than \$75,000, not counting interest and costs

Ш.

Write a short and plain statement of the claim. Do not make legal arguments. State as briefly as possible the facts showing that each plaintiff is entitled to the damages or other relief sought. State how each defendant was involved and what each defendant did that caused the plaintiff harm or violated the plaintiff's rights, including the dates and places of that involvement or conduct. If more than one claim is asserted, number each claim and write a short and plain statement of each claim in a separate paragraph. Attach additional pages if needed.

Guilford County Detention Center illegally withheld a piece of mail in a white envelope with tracking #: 70223330000049461237 that was delivered to the GCDC front desk, reception area, or mail room at 10:00 am on June 14, 2023 in GREENSBORO, NC . with legal documents that contained confidential medical mail. Item never made it to inmate Matthew Robert Alexander Little Inmate #657602. Also tampered and violated 4th amendment rights on certified tracking #: 70223330000049472714 with return receipt # 9590940282093030922246. Item was delivered to the front desk, reception area, or mail room at 10:00 am on June 14, 2023 in GREENSBORO, NC.

Mailed Package was mail theft, the Znd package mail tampering both falling under 18 usc 1701 without opening and inspecting in front the inmate like Policy should say to uphold the law. IV. Relief

State briefly and precisely what damages or other relief the plaintiff asks the court to order. Do not make legal arguments. Include any basis for claiming that the wrongs alleged are continuing at the present time. Include the amounts of any actual damages claimed for the acts alleged and the basis for these amounts. Include any punitive or exemplary damages claimed, the amounts, and the reasons you claim you are entitled to actual or punitive money damages.

1. Physical mail allowed back in facilities for the following reasons:

To avoid scanning others personal data.
 To stop the violation of privacy rights.

 Inmates have the sentimental value of pictures, & letters to read while they miss their loved ones.
 To be able to use legal information at all times through the day because it is very difficult to get into the law library and inmates can't have the tablets when they need them most to study for their cases. - Stop 4th amendment violations -etc.

Agent T. Harretson fired or suspended without Pay...
for not making sure the mail got to where it was Page 4 of 5

Case 1:23-CV-00872-LCB-LPA Document 2 Filed 10/13/23 Page 4 of 16

- 2. \$100,000 for the mental suffering I had to deal with trying to make sure a U.S. Citizen got the resources they needed and were properly equipped with the material needed to defend themselves in court. I suffered intentional infliction of emotional distress, severe emotional distress, along with physical record breaking migraines that I never have, and causing heart and anxiety problems.

 3. All officers involved fired.
- 4. Correct legal mail policies to be followed by correctional staff when anyone sends properly marked legal mail which is OPENING AND INSPECTING IT IN FRONT OF THE INMATE.

V. Certification and Closing

Under Federal Rule of Civil Procedure 11, by signing below, I certify to the best of my knowledge, information, and belief that this complaint: (1) is not being presented for an improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation; (2) is supported by existing law or by a nonfrivolous argument for extending, modifying, or reversing existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and (4) the complaint otherwise complies with the requirements of Rule 11.

A. For Parties Without an Attorney

I agree to provide the Clerk's Office with any changes to my address where case—related papers may be served. I understand that my failure to keep a current address on file with the Clerk's Office may result in the dismissal of my case.

	Date of signing:	09/29/2023	Λ
	Signature of Plaintiff Printed Name of Plaintiff	AUSTIN WAYNE BYRD	Must R1
В.	For Attorneys		
	Date of signing:		
	Signature of Attorney	PRO SE	
	Printed Name of Attorney		•
	Bar Number		
	Name of Law Firm	`	
	Street Address		
	State and Zip Code		
	Telephone Number		
	E-mail Address		

UNITED STATES DISTRICT COURT

for the Middle District of North Carolina **AUSTIN WAYNE BYRD** PROTECT OUR RIGHTS Civil Action No. **GUILFORD COUNTY DETENTION CENTER -GREENSBORO & GUILFORD COUNTY** Guilford County Sheriff dept SUBPOENA TO TESTIFY AT A DEPOSITION IN A CIVIL ACTION MATTHEW ROBERT ALEXANDER LITTLE INMATE # 657602 To: (Name of person to whom this subpoena is directed) Testimony: YOU ARE COMMANDED to appear at the time, date, and place set forth below to testify at a deposition to be taken in this civil action. If you are an organization, you must promptly confer in good faith with the party serving this subpoena about the following matters, or those set forth in an attachment, and you must designate one or more officers, directors, or managing agents, or designate other persons who consent to testify on your behalf about these matters: Place: Date and Time: The deposition will be recorded by this method: ☐ Production: You, or your representatives, must also bring with you to the deposition the following documents, electronically stored information, or objects, and must permit inspection, copying, testing, or sampling of the material: The following provisions of Fed. R. Civ. P. 45 are attached - Rule 45(c), relating to the place of compliance; Rule 45(d), relating to your protection as a person subject to a subpoena; and Rule 45(e) and (g), relating to your duty to respond to this subpoena and the potential consequences of not doing so. Date: CLERK OF COURT OR

Notice to the person who issues or requests this subpoena

Attorney's signature

, who issues or requests this subpoena, are:

If this subpoena commands the production of documents, electronically stored information, or tangible things before trial, a notice and a copy of the subpoena must be served on each party in this case before it is served on the person to whom it is directed. Fed. R. Civ. P. 45(a)(4).

Signature of Clerk or Deputy Clerk

The name, address, e-mail address, and telephone number of the attorney representing (name of party)

Civil Action No.

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 45.)

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		On (date)	; or	· · ·
☐ I returned the s	ubpoena unexecuted because:			
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I declare under pe	nalty of perjury that this information is	s true.		
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Additional information regarding attempted service, etc.:

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Austin Wayne Byrd Prot	et our Rights
Robert Mathau Algander	Lite v
Juliford County Defention Cen- z Guilford County Sheriffs De z Guilford County Sheriffs De	Civil Action No. (CC - Gradsio) (C) (CA) (Fine Conf) STIFY AT A DEPOSITION IN A CIVIL ACTION
SUBKUDIANOTE	Balac # 1798 Page of person to Whom this subposed is directed)
Testimony: YOU ARE COMMAN deposition to be taken in this civil action. If party serving this subpoent about the follow	DED to appear at the time, date, and place set forth below to testify at a you are an organization, you must promptly confer in good faith with the ring matters, or those set forth in an attachment, and you must designate one rits, or designate other persons who consent to testify on your behalf about
Place:	Date and Time:
The deposition will be recorded by	dis method:
Production: You, or your represent electronically stored information, or material:	atives, must also bring with you to the deposition the following documents, objects, and must permit inspection, copying, testing, or sampling of the
	Civ. P. 45 are attached — Rule 45(c), relating to the place of compliance; person subject to a subpoena; and Rule 45(e) and (g), relating to your duty to casequences of not doing so.
Date: CLERK OF COU	IRT OR
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Notice to the person who issues or requests this subpoena

If this subpoena commands the production of documents, electronically stored information, or tangible things before trial, a notice and a copy of the subpoena must be served on each party in this case before it is served on the person to whom it is directed. Fed. R. Civ. P. 45(a)(4).

Additional information regarding attempted service, etc.:

Civil Action No.

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 45.)

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Case 1:23-cv-00872-LCB-LPA Document 2 Filed 10/13/23 Page 9 of 1

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Additional information regarding attempted service, etc.:

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UNITED STATES DISTRICT COURT
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To: USPS Postal 10 Spector Over Service request 5200:477
O Testimony: YOU ARE COMMANDED to appear at the time, date, and place set forth below to testify at a
deposition to be taken in this civil action. If you are an organization, you must promptly confer in good faith with the party serving this subpoens about the following matters, or those set forth in an attachment, and you must designate one
or more officers, directors, or managing agents, or designate other persons who consent to testify on your behalf about these matters:
Mesc Hauels
Places Date and Time;
The deposition will be recorded by this method:
Production: You, or your representatives, must also bring with you to the deposition the following documents, electronically stored information, or objects, and must permit inspection, copying, testing, or sampling of the
material:
The following provisions of Fed. R. Civ. P. 45 are attached – Rule 45(c), relating to the place of compliance; Rule 45(d), relating to your protection as a person subject to a subpoena; and Rule 45(e) and (g), relating to your duty to respond to this subpoena and the potential consequences of not doing so.
Date:
CLERK OF COURT
Signature of Clerk of Depoty Clerk Anthropy's signature
The name, address, e-mail address, and telephone number of the attorney representing (name of purit) who issues or requests this subpoent, are:
Notice to the person who issues or requests this subpoens

If this subpoens commands the production of documents, electronically stored information, or tangible things before trial, a notice and a copy of the subpoens must be served on each party in this case before it is served on the person to whom it is directed. Fed. R. Civ. P. 45(a)(4).

Civil Action No.

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 45.)

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	Place: Date and Thme:
	The deposition will be recorded by this method:
	Production: You, or your representatives, must also bring with you to the deposition the following documents, electronically stored information, or objects, and must permit inspection, copying, testing, or sampling of the material:
1	The following provisions of Fed. R. Civ. P. 45 are attached – Rule 45(c); relating to the place of compliance; Rule 45(d), relating to your protection as a person subject to a subpoena; and Rule 45(e) and (g), relating to your duty to respond to this subpoena and the potential consequences of not thing so.
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-	Signature of Clerk or Deputy Clerk Austray's signature
· •	The name, address, e-mail address, and telephone number of the attorney representing (1905e of porty) , who issues or requests this subpoena, are:
:1	Notice to the person who issues or requests this subpoena If this subpoena commands the production of documents, electronically stored information, or tangible things before trial, a notice and a copy of the subpoena must be served on each pany in this case before it is served on the person to whom it is directed. Fed. R. Civ. P. 45(a)(4).

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Civil Action No.

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 45.)

	CI I served the subpoena by delivering a copy to the named individual as follows:			
		an (which		
O I returned the so	obpoena onexecuted because:			
		States, or one of his officers or agents, I have als , and the mileage allowed by law, in the amount		
\$				
ees are \$	for travel and \$	for services, for a total of \$ 0.00		
I declare under per	alty of perjury that this information is	i kruo:		
		Server's signature		
A State of the Angelon Angelon in state of the Angelon and Angelon	그리는 이번에 가지 아무리는 생각이 들었다.			
general Astronomy and a second		Printed name and title		

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